

IN RE: HOLOCAUST VICTIM ASSETS
LITIGATION

X
: Case No. CV 96-4849 (ERK)(MDG)
: (Consolidated with CV 96-5161
: and CV 97-461)

**MEMORANDUM & ORDER APPROVING CRT SET 6: 3 DENIALS UPON REQUESTS
FOR RECONSIDERATION AND 24 SUMMARY DENIALS TO APPEALS AS CERTIFIED
BY THE CLAIMS RESOLUTION TRIBUNAL PURSUANT TO ARTICLE 30 OF THE
RULES GOVERNING THE CLAIMS RESOLUTION PROCESS**

As provided under the Settlement Agreement, and in accordance with the procedures established in the December 8, 2000 and December 14, 2006 Memoranda & Orders and in the Plan of Allocation and Distribution of Settlement Proceeds, the Claims Resolution Tribunal (the “CRT”) is hereby requesting the Court’s approval of 3 Certified Denials Upon Requests for Reconsideration listed in Annex A to this Order and the Court’s summary denial of 24 Appeals listed in Annex B to this Order.

At my direction, the CRT has analyzed the information provided in each of the Requests for Reconsideration listed in Annex A. The CRT has determined that the Claimants satisfied the criteria set out in Article 30 of the Rules. Further, in each of these cases, at my direction, the

CRT has reviewed the new information provided by the Claimant in his/her Request for Reconsideration, together with the information provided in the original claim, and compared it to that contained in the account records regarding the account owner. Based upon this review, the CRT has again concluded that the Claimant was not able to identify his or her relative as the account owner.

Article 30 of the Rules also specifies that an appeal must be based upon a plausible suggestion of error regarding the conclusions reached by the CRT in the Certified Denial. Any appeals submitted without a plausible suggestion of error shall be summarily denied.

At my direction, the CRT has analyzed the information provided in each of the Appeals listed in Annex B. Upon careful consideration, the CRT has concluded that none of the Appellants whose claims are listed in Annex B raised a plausible suggestion of error in the CRT's finding that his/her relative was not the same person identified in the bank's records as the account owner. Accordingly, the CRT recommends that these Appeals be summarily denied.

I have reviewed the CRT's analyses and I concur with the CRT's recommendations. Therefore, it is

ORDERED that the 3 Denials Upon Requests for Reconsideration listed in Annex A are approved for release to the relevant Claimants, and

ORDERED that the 24 Appeals to the claims listed in Annex B shall be summarily denied and the relevant Appellants so informed.

It is further ordered that the CRT shall provide the Court with the name and address of

every Claimant receiving a Denial Upon Request for Reconsideration and every Appellant whose appeal is herewith summarily denied, which information shall be filed with the Court under seal.

Dated: Brooklyn, New York
April 30, 2009

SO ORDERED:

s/ ERK

Edward R. Korman
United States District Judge